reply MAY 22 PAGE 8

P.O. Box 128
Stringtown, OK 74569
May 10, 1980

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Supreme Court of the United States
Washington, D.C. 20543

Dear Mr. Schade:

In Re: Marvin E. Barnett #72361
Case No. 79-6376

The Attorney General is stuping to the untruth in his response opposing my petition for writ of Certiorari and I feel that I should say something about it.

I was not represented by counsel at my preliminary arraingment and I told the Judge at my sentencing that I did not understand what was being said and that I did want to appeal my conviction.

I did not know anything about that law that became effective in 1965 saying that a person had to have his request for Attorney and Transcript at the expense of the State in writing within ten days after sentencing; I was locked up in the County jail and I did not know anything about the law anyway.

My parents struggled and paid that Lawyer to represent me and the Court knew that I was a pauper because my attorney stated it more than one time in open court; I didn't know what to be indigent or a paupers oath was until I was in the penitentiary. As soon as I learned how to start asking for something for myself (October 1965) I started asking and since then I have been told that I learned how to start asking too late. I certainly did not tell anyone that I did not want an Attorney and my Transcript at the expense of the State. The record shows that I have been trying to get my conviction on appeal since I was sentenced July 3, 1965 to the best of my ability.

In conclusion, if all of my records can be brought before the Court the real truth can be brought out and justice will prevail.

Respectfully submitted,
Marvin E. Barnett
Marvin E. Barnett Pro se

Copy to: Attorney General